

## STATUTORY INSTRUMENTS

1963 No. 151

### PIPE-LINES

#### The Pipe-lines (Notices) Regulations 1963

Made -	24th January 1963
Laid before Parliament	1st February 1963
Coming into Operation	6th February 1963

The Minister of Power, in exercise of the powers conferred upon him by sections 13 (3) and 53 of, and Schedule 2, paragraphs 3, 7 and 10 to, the Pipe-lines Act 1962(a), and of all other powers him enabling, hereby makes the following regulations:—

1. These regulations shall come into operation on 6th February 1963, and may be cited as the Pipe-lines (Notices) Regulations 1963.

2. The Interpretation Act 1889(b) shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

3. The forms set out in the Schedule hereto or forms substantially to the like effect shall be the forms to be used in the cases to which those forms are respectively applicable for the purposes of Schedule 2 to the Pipe-lines Act 1962 and for the purpose of section 13 (3) of that Act.

Dated 24th January 1963.

*Richard Wood,*  
Minister of Power.

#### SCHEDULE

##### Form No. 1

#### FORM OF ADVERTISEMENT OF THE MAKING OF AN APPLICATION FOR A COMPULSORY PURCHASE ORDER

##### THE PIPE-LINES ACT 1962

Notice is hereby given that (a)  
(hereinafter referred to as "the applicant") of (b)  
has submitted to the Minister of Power an application,  
entitled the (c) Application, for the making by the Minister,  
in exercise of the powers conferred upon him by section 11 of the Pipe-lines  
Act 1962, of an order authorising the applicant to purchase compulsorily the  
land described in the Schedule hereto for the purpose of executing pipe-line  
works therein.

A copy of the application and the map referred to therein have been deposited  
at (d) and may be seen there between the hours of  
(e) and

Any objection to the application must be made in writing and addressed  
to the Minister of Power at not later than (f)

(a) 10 & 11 Eliz. 2. c. 58.

(b) 52 & 53 Vict. c. 63.

19 and should refer to the title of the application and state the grounds of objection.

Dated

19

Signature (g)

#### SCHEDULE

(h)

#### NOTES

(a) Insert the name of the person in whose favour the order is sought to be made.

(b) Insert the address of the applicant.

(c) Insert the title given to the application which should include a reference to the locality of the land.

(d) The place of deposit must be in the locality of the land.

(e) Insert reasonable times for the documents to be inspected.

(f) Insert a date at least 28 days from the first publication of the notice.

(g) The signature should be that of the applicant or of a duly authorised officer or agent whose capacity should be stated.

(h) Insert description of the land comprised in the application which must be in a form from which persons interested can readily ascertain whether their land is included.

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#### Form No. 2

#### FORM OF NOTICE TO OWNERS, LESSEES AND OCCUPIERS OF THE MAKING OF AN APPLICATION FOR A COMPULSORY PURCHASE ORDER

#### THE PIPE-LINES ACT 1962

Notice is hereby given that (a) (hereinafter referred to as "the applicant") of (b) has submitted to the Minister of Power an application entitled the (c) Application, for the making by the Minister, in exercise of the powers conferred upon him by section 11 of the Pipe-lines Act 1962, of an order authorising the applicant to purchase compulsorily the land described in the Schedule hereto for the purpose of executing pipe-line works therein.

A copy of the application and the map referred to therein have been deposited at (d) and may be seen there between the hours of (e) and

If no objection is duly made by an owner, lessee or occupier (except tenants for a month or any period less than a month) or if all objections so made are withdrawn, or if the Minister is satisfied that every objection so made relates exclusively to matters which can be dealt with by the tribunal by whom the compensation is to be assessed, the Minister may, if he thinks fit, make the order with or without modification as regards the land sought to be comprised therein. In any other case where objection has been duly made by an owner, lessee or occupier (other than a tenant for a month or any period less than a month) the Minister is required before granting the application, either to cause a public inquiry to be held or to afford to the objector an opportunity of appearing before and being heard by a person appointed by the Minister for the purpose and may then after considering the objection and the report of the person who held the inquiry or the person appointed as aforesaid, make the order with or without modification as regards the land sought to be comprised therein.

Any objection to the application must be made in writing and addressed to the Minister of Power at \_\_\_\_\_ not later than (f) 19 \_\_\_\_\_ and should refer to the title of the application and state the grounds of objection.

Dated

19 .

Signature (g)

#### SCHEDULE

(h)

#### NOTES

(a) Insert the name of the person in whose favour the order is sought to be made.

(b) Insert the address of the applicant.

(c) Insert the title given to the application which should include a reference to the locality of the land.

(d) The place of deposit must be in the locality of the land.

(e) Insert reasonable times for the documents to be inspected.

(f) Insert a date at least 28 days from the date of service of the notice.

(g) The signature should be that of the applicant or of a duly authorised officer or agent whose capacity should be stated.

(h) Insert description  
be in a form from which persons interested can readily ascertain whether their land is included.

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### Form No. 3

#### FORM OF NOTICE OF THE MAKING OF A COMPULSORY PURCHASE ORDER

##### THE PIPE-LINES ACT 1962

Notice is hereby given that the Minister of Power, in exercise of the powers conferred upon him by section 11 of the Pipe-lines Act 1962, on 19 \_\_\_\_\_ made a compulsory purchase order entitled the \_\_\_\_\_ in favour of (a) \_\_\_\_\_ of (b) \_\_\_\_\_.

The order provides for the purchase by the said (a) \_\_\_\_\_ of the land described in the Schedule hereto for the purpose of executing pipe-line works therein.

A copy of the order and of the map referred to therein have been deposited at (c) \_\_\_\_\_ and may be seen there between the hours of (d) \_\_\_\_\_ and \_\_\_\_\_.

The order, being subject to special parliamentary procedure, will become operative as provided by the Statutory Orders (Special Procedure) Act 1945 as applied by the Pipe-lines Act 1962. Except in a case where the order is confirmed by an Act of Parliament under section 6 or section 2 (4) as read with section 10 of the said Act of 1945, if application is made to the [High Court] [Court of Session] under Schedule 2, paragraph 9, to the Pipe-lines Act 1962 within a period of six weeks from the date on which the order becomes operative by any person aggrieved by the order the Court may, by interim order, suspend the operation of the order or of any provision thereof either generally or so far as it affects any property of the applicant or a part of any such property and may, if satisfied that the making of the order or the inclusion of any provision therein was not authorised by the Pipe-lines Act 1962 or that the interests of the applicant have been substantially prejudiced by any requirement of that Act or of any regulation thereunder not having been complied



with in relation to the order, quash the order or any provision thereof either generally or in so far as it affects any property of the applicant or a part of any such property.

Dated

19

Signature (e)

*SCHEDULE*

(f)

NOTES

(a) Insert the name of the person in whose favour the order was made.

(b) Insert the address of the person in whose favour the order was made.

(c) Insert the place of deposit.

(d) Insert reasonable times for the documents to be inspected.

(e) The signature should be that of the person in whose favour the order was made or of a duly authorised officer or agent whose capacity should be stated.

(f) Insert description of the land comprised in the order, which must be in a form from which persons interested can readily ascertain whether their land is affected.

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**Form No. 4**

**FORM OF ADVERTISEMENT OF THE MAKING OF AN APPLICATION FOR A  
COMPULSORY RIGHTS ORDER**

**THE PIPE-LINES ACT 1962**

Notice is hereby given that (a)  
(hereinafter referred to as "the applicant") of (b)  
has submitted to the Minister of Power an application,  
entitled the (c) Application, for the making by the Minister,  
in exercise of the powers conferred upon him by section 12 of the Pipe-lines  
Act 1962, of an order authorising the applicant to place and use a pipe-line or  
length of a pipe-line in the land described in Schedule 1 hereto, to execute in  
that land other necessary pipe-line works and to exercise rights, of which  
particulars are set out in Schedule 2 hereto, in relation to that pipe-line or  
length.

A copy of the application and the map referred to therein have been deposited  
at (d) and may be seen there between the hours of (e)  
and

Any objection to the application must be made in writing and addressed to  
the Minister of Power at not later than  
(f) 19, and should refer to the title of the application and  
state the grounds of objection.

Dated

19

Signature (g)

*SCHEDULE 1*

(h)

*SCHEDULE 2*

(i)

### NOTES

- (a) Insert the name of the person in whose favour the order is sought to be made.
  - (b) Insert the address of the applicant.
  - (c) Insert the title given to the application which should include a reference to the locality of the land.
  - (d) The place of deposit must be in the locality of the land.
  - (e) Insert reasonable times for the documents to be inspected.
  - (f) Insert a date at least 28 days from the first publication of the notice.
  - (g) The signature should be that of the applicant or of a duly authorised officer or agent whose capacity should be stated.
  - (h) Insert description of the land comprised in the application which must be in a form from which persons interested can readily ascertain whether their land is included.
  - (i) Insert particulars of the rights sought to be obtained by the application.
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### Form No. 5

#### FORM OF NOTICE TO OWNERS, LESSEES AND OCCUPIERS OF THE MAKING OF AN APPLICATION FOR A COMPULSORY RIGHTS ORDER

#### THE PIPE-LINES ACT 1962

Notice is hereby given that (a) (hereinafter referred to as "the applicant") of (b) has submitted to the Minister of Power an application, entitled the (c) Application, for the making by the Minister, in exercise of the powers conferred upon him by section 12 of the Pipe-lines Act 1962, of an order authorising the applicant to place and use a pipe-line or length of a pipe-line in the land described in Schedule 1 hereto, to execute in that land other necessary pipe-line works and to exercise rights, of which particulars are set out in Schedule 2 hereto, in relation to that pipe-line or length.

A copy of the application and the map referred to therein have been deposited at (d) and may be seen there between the hours of (e) and

If no objection is duly made by an owner, lessee or occupier (except tenants for a month or any period less than a month) or if all objections so made are withdrawn, or if the Minister is satisfied that every objection so made relates exclusively to matters which can be dealt with by the tribunal by whom the compensation is to be assessed, the Minister may, if he thinks fit, make the order with or without modification as regards the land sought to be comprised therein, or the nature of the rights for the exercise of which authorisation is sought. In any other case where objection has been duly made by an owner, lessee or occupier (other than a tenant for a month or any period less than a month) the Minister is required before granting the application, either to cause a public inquiry to be held or to afford to the objector an opportunity of appearing before and being heard by a person appointed by the Minister for the purpose and may then after considering the objection and the report of the person who held the inquiry or the person appointed as aforesaid, make the order with or without modification as regards the land sought to be comprised therein or the nature of the rights for the exercise of which authorisation is sought.

Any objection to the application must be made in writing and addressed to the Minister of Power at (f) 19 , and should refer to the title of the application and state the grounds of objection.

Dated

19

Signature (g)

**SCHEDULE 1**

(h)

**SCHEDULE 2**

(i)

**NOTES**

(a) Insert the name of the person in whose favour the order is sought to be made.

(b) Insert the address of the applicant.

(c) Insert the title given to the application which should include a reference to the locality of the land.

(d) The place of deposit must be in the locality of the land.

(e) Insert reasonable times for the documents to be inspected.

(f) Insert a date at least 28 days from the date of service of the notice.

(g) The signature should be that of the applicant or of a duly authorised officer or agent whose capacity should be stated.

(h) Insert description of the land comprised in the application which must be in a form from which persons interested can readily ascertain whether their land is included.

(i) Insert particulars of the rights sought to be obtained by the application.

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**Form No. 6**

**FORM OF NOTICE OF THE MAKING OF A COMPULSORY RIGHTS ORDER**

**THE PIPE-LINES ACT 1962**

Notice is hereby given that the Minister of Power in exercise of the powers conferred upon him by section 12 of the Pipe-lines Act 1962 on 19        made a compulsory rights order entitled the        in favour of (a)        of (b)

The order authorises the said (a) to place and use a pipe-line or length of a pipe-line in the land described in Schedule 1 hereto, to execute in that land other necessary pipe-line works, and to exercise rights of which particulars are set out in Schedule 2 hereto, in relation to that pipe-line or works [subject to conditions set out in a schedule to the order].

A copy of the order and of the map referred to therein have been deposited at (c)        and may be seen there between the hours of (d)        and        .

The order, being subject to special parliamentary procedure, will become operative as provided by the Statutory Orders (Special Procedure) Act 1945 as applied by the Pipe-lines Act 1962. Except in a case where the order is confirmed by an Act of Parliament under Section 6 or Section 2 (4) as read with Section 10 of the said Act of 1945, if application is made to the [High Court] [Court of Session] under Schedule 2, paragraph 9, to the Pipe-lines Act 1962 within a period of six weeks from the date on which the order becomes operative as aforesaid by any person aggrieved by the order the Court may, by interim order, suspend the operation of the order or of any provision thereof either generally or so far as it affects any property of the applicant or a part of any such property and may, if satisfied that the making of the order or the inclusion of any provision therein was not authorised by the Pipe-lines Act 1962 or that the interests of the applicant have been substantially prejudiced by any requirement of that Act or of any regulation thereunder not having been complied with in relation to the order, quash the order or any provision thereof



either generally or in so far as it affects any property of the applicant or a part of any such property.

Dated

19

Signature (e)

#### SCHEDULE 1

(f)

#### SCHEDULE 2

(g)

#### NOTES

(a) Insert the name of the person in whose favour the order was made.

(b) Insert the address of the person in whose favour the order was made.

(c) Insert the place of deposit.

(d) Insert reasonable times for the documents to be inspected.

(e) The signature should be that of the person in whose favour the order was made, or of a duly authorised officer or agent whose capacity should be stated.

(f) Insert description of the land comprised in the order, which must be in a form from which persons interested can readily ascertain whether their land is affected.

(g) Insert particulars of the rights of which the exercise is authorised by the order.

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### Form No. 7

#### FORM OF NOTICE OF PROPOSAL TO MAKE AN ORDER VARYING A COMPULSORY RIGHTS ORDER

#### THE PIPE-LINES ACT 1962

(a) Notice is hereby given that (b)  
(hereinafter referred to as "the applicant") of (c)  
being (d)  
has submitted to the Minister of Power an application entitled the (e)  
(Variation of Conditions) Application, for the making  
by the Minister in exercise of the powers conferred on him by section 13 of the  
Pipe-lines Act 1962, of an order varying the Compulsory Rights Order made  
under that Act by the Minister on 19 entitled the (e)  
, in the manner hereinafter specified.

(a) Notice is hereby given that the Minister of Power proposes, in exercise of the  
powers conferred on him by Section 13 of the Pipe-lines Act 1962, to make an  
order varying the Compulsory Rights Order made under that Act by him on  
19 entitled the (e) , in the manner  
hereinafter specified.

If so made, the order [applied for] [proposed by the Minister] will vary the  
said (e) by attaching thereto  
the condition(s) set out in Schedule [1] hereto [and] by revoking the conditions  
attached thereto set out in Schedule [2] hereto, and by varying the conditions  
attached thereto in the manner set out in Schedule [3] hereto. (f)

If any objection is duly made by a person on whom this notice is served,  
and is not withdrawn, the Minister is required, before making such order, to  
afford to the objector an opportunity of being heard by him.

Any objection to the making of the order must be made in writing and addressed to the Minister of Power at

not later than (g)

19

and should refer to the (e)

(Variation of Conditions) [Application] [Proposal] and state the grounds of objection.

Dated

19

Signature (h)

#### SCHEDULE [1]

(i)

#### SCHEDULE [2]

(j)

#### SCHEDULE [3]

(k)

#### NOTES

(a) In a case where an application for the variation of the Compulsory Rights Order has been made by the person for whose benefit that order enures, or by an owner, lessee or occupier of the land comprised in the order, the first paragraph is to be used, but where the Minister proposes of his own motion to vary the order the second paragraph is to be used.

(b) Insert the name of the applicant for the variation sought to be made.

(c) Insert the address of the applicant.

(d) Insert the capacity in which the application is made, as the person for whose benefit the Compulsory Rights Order which it is sought to vary enures, or an owner, lessee or occupier of land comprised in that order.

(e) Insert the title of the Compulsory Rights Order which it is sought to vary.

(f) Delete such of the wording as is inapplicable to the particular case.

(g) Insert a date at least 21 days from the date of service of the notice.

(h) The signature should be that of the applicant or of a duly authorised officer or agent whose capacity should be stated. In the case of a proposal to vary made by the Minister of his own motion the notice will be signed by a duly authorised officer on his behalf.

(i) Insert particulars of any new conditions sought to be attached to the Compulsory Rights Order.

(j) Insert particulars of any of the conditions which are attached to the Compulsory Rights Order and whose revocation is sought.

(k) Insert particulars of any variations which are sought to be made to conditions attached to the Compulsory Rights Order.

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#### EXPLANATORY NOTE

*(This note is not part of the Regulations, but is intended to indicate their general purport.)*

These regulations prescribe forms to be used in relation to the application for and making of compulsory purchase and compulsory rights orders under the Pipe-lines Act 1962, and in relation to the variation of compulsory rights orders by attaching thereto new conditions, or by revocation or variation of conditions previously attached.

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